GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

MINORITIES WELFARE DEPARTMENT – KAZIs ACT, 1880 (Central Act XII of1880) - Appointment of Sri Shaik Mohammad Abubakar Siddiq, S/o Shaik Mohammad Rafi, R/o Near Makka Masjid, Pedakurapadu Village and Mandal as Government Kazi for Pedakurapadu Assembly Constituency, Guntur District, initially for a period of three (3) years for performing Marriages of Muslim Community only - Notification - Orders -Issued.

MINORITIES WELFARE (IDM) DEPARTMENT

G.O.Rt.No.148 **Dated:15.09.2021**
Read

From the Collector and District Magistrate, Guntur District, Lr.Rc.No.1776/ 2020-E4, dated:13.08.2021.

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O R D E R

In the reference read above, the District Collector, Guntur has stated that Sri Shaik Mohammad Abubakar Siddiq, S/o Shaik Mohammad Rafi, Pedakurapadu Village and Mandal has filed an application to appoint him as Government Kazi for Pedakurapadu Assembly Constituency, Guntur District. On the said application, he has obtained a report from the Tahsildar, Pedakurapadu Mandal, wherein he has informed that the applicant Sri Shaik Mohamad Abubakar Siddiq, S/o Shaik Mahammad Rafi is ordinary resident of Pedakurapadu Village and Mandal and completed requisite qualifications i.e., Hafiz, Aalim(Fazil) and Mufti course in addition to Islamia Banking, Habees Musalsalath course from Al Jamiathul Islamia Darul Uloom University Deoband, Uttar Pradesh and well versed in Islamic Law and Kazi duties as per Kazis Act and presently working as Imam in markaz Mosque. The committee members of Mosques situated in 5 Mandals of Pedakurapadu Assembly Constituency as well as Muslim Community elders of Mosque situated in Pedakurapadu Village also expressed their willingness to appoint the applicant as Government Kazi to Pedakurapadu Assembly Constituency to perform marriages to the Muslim Community people. The Station House Officer, Pedakurapadu has conducted enquiry and certified that no cases have been registered against Sri Shaik Mohammad Abubakar Siddiq at Pedakurapadu Police Station as per available records maintained. He has further stated that the District Minorities Welfare Officer, Guntur has submitted his report in respect of Sri Shaik Mohammad Abubakar Siddiq, S/o. Shaik Mahammad Rafi is as follows:

- No Government Kazi exists in Pedakurapadu Mandal.
- The applicant passed Fazil examination of the Darul-Uloom DEOBAND (Uttar Pradesh) held in 1440 AH 2019 AD and got distinction.
- Muslim population of the Pedakurapadu Constituency Mandal wise i.e., 7897 .78%) out of 50,030 population as per 2011 Census.
- The Aksa Maseedu Abhivurddi Sangham, Pedakurapadu has stated that there is no Government Kazi in Pedakaurapadu Village and Mandal. Sri Shaik Mohd. Abubakar Siddiq, S/o. Shaik Rafi is eligible for Government Kazi as he is qualified of Mufti, All courses.

Finally, the District Collector, Guntur has requested the Government to appoint Sri Shaik Mohammad Abubakar Siddiq, S/o Shaik Mohammad Rafi, R/o Near Makka Masjid, Pedakurapadu Village and Mandal as Government Kazi for Pedakurapadu Assembly Constituency, Guntur District.

2. After careful examination of the report of the District Collector, Guntur, the Government hereby appoint Sri Shaik Mohammad Abubakar Siddiq, S/o Shaik Mohammad Rafi, R/o Near Makka Masjid, Pedakurapadu Village and Mandal as Government Kazi for Pedakurapadu Assembly Constituency, Guntur District, with immediate effect, initially, for a period of three (3) years for performing Marriages of Muslim Community only, as per Section-2 of the Kazis Act, 1880 (Central Act XII of 1880) subject to the following conditions:

1. The Kazi is answerable to the Government for his actions.

(PTO)

2. The appointment of the Kazi can be revoked by the Government on receipt of complaints/verification of records or in extreme cases without notice, if malafide is established as per record.
3. The Kazi shall not indulge any illegal activity in the conduct of marriages nor infringe any law established by the Government.
4. The Kazi shall not carry out marriage of any minor.
5. The Kazi shall not act in any way which is prohibited in Islam or is not permissible in Islam.
6. The Kazi shall not conduct contract marriages.
7. The Kazi or his Naib Kazi shall not perform any marriage, in any area, beyond his specified Jurisdiction.
8. The Kazi shall charge the specified fee and nothing more than that.
9. The Kazi shall appoint not more than three (3) Naib Kazis and the names of such Naib Kazis shall be informed to the Government.
10. Government shall have the right to take disciplinary action against the Kazi, in case of any contravention of Law or of any conditions specified above.
11. The Kazi shall hand-over the Marriage Record to the Wakf Board, at the end of the tenure.

3. If any question arises whether any person has been rightly appointed as Kazi under the above said Section, the decision thereof by the State Government shall be conclusive. The State Government may, if it thinks fit, suspend or remove any Kazi appointed under this Section, who is guilty of any misconduct in the execution of his Office, or who is for a continuous period of six months absent from the local area for which he is appointed, or leaves such local area for the purpose of residing elsewhere, or is declared an insolvent or desires to be discharged from the office, or who refuses or becomes in the opinion of the State Government unfit, or personally incapable to discharge the duties of office.

4. The following Notification shall be published in the next issue of Andhra Pradesh State Gazette:-

NOTIFICATION

"In exercise of the powers conferred by Section-2 of the Kazis Act, 1880 (Central Act XII of 1880), the Government of Andhra Pradesh, after consulting the Principal Muhammadans residents of local area, hereby appoint Sri Shaik Mohammad Abubakar Siddiq, S/o Shaik Mohammad Rafi, R/o Near Makka Masjid, Pedakurapadu Village and Mandal as Government Kazi for Pedakurapadu Assembly Constituency, Guntur District, initially for a period of three (3) years for performing Marriages of Muslim Community only".

5. The Chief Executive Officer, Andhra Pradesh State Waqf Board, Vijayawada/The District Collector, Krishna is directed to take necessary action, accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

GANDHAM CHANDRUDU
SPECIAL SECRETARY TO GOVERNMENT

To
Sri Shaik Mohammad Abubakar Siddiq, S/o Shaik Mohammad Rafi,
R/o Near Makka Masjid, Pedakurapadu Village and Mandal
(Through the District Collector,Guntur District)
The District Collector, Guntur.
The Chief Executive Officer, A.P. State Waqf Board, Vijayawada.

Copy to:

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(And to furnish 10 copies)
P.S. to Hon'ble Deputy Chief Minister & Minister for Minorities Welfare,
A.P. Secretariat, Velagapudi.
P.A to Special Secretary to Government, Minorities Welfare Department,
A.P. Secretariat, Velagapudi.
The Minorities Welfare (OP & Bud) Department.
SF/SC.

// FORWARDED :: BY ORDER //

SECTION OFFICER